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U.S. Congress. House. Committee on Inter-
state and Foreign Commerce.
Mental retardation amendments of 1967.

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90TH CONGRESS } HOUSE OF REPRESENTATIVES { REPORT
1st Session } { No. 562

~~FILE COPY~~
~~MENTAL RETARDATION AMENDMENTS OF 1967~~
MENTAL RETARDATION AMENDMENTS OF 1967

August 17, 1967.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. STAGGERS, from the Committee on Interstate and Foreign Commerce, submitted the following

REPORT

[To accompany H.R. 6480]

The Committee on Interstate and Foreign Commerce, to whom was referred the bill (H.R. 6480) to amend the public health laws relating to mental retardation to extend, expand, and improve them, and for other purposes, having considered the same, report favorably thereon with amendments and recommend that the bill as amended do pass.

The amendments are as follows (page and line numbers refer to page and line numbers in the reported bill):

Page 2, line 5, strike out "and such sums as may be necessary for the next four fiscal years" and insert "and \$20,000,000 each for the fiscal year ending June 30, 1969, and the fiscal year ending June 30, 1970".

Page 2, line 19, strike out "1972" and insert "1970".

Page 3, line 1, strike out "for the fiscal year ending June 30, 1962, and such sums as may be necessary for the next four fiscal years" and insert "each for the fiscal year ending June 30, 1963, and the fiscal year ending June 30, 1969, and \$50,000,000 for the fiscal year ending June 30, 1970".

Page 3, line 8, strike out "1972" and insert "1970".

Page 6, line 4, strike out "1972" and insert "1970".

Page 6, line 20, strike out "and such sums as may be necessary for the next four fiscal years," and insert "\$10,000,000 for the fiscal year ending June 30, 1960, and \$14,000,000 for the fiscal year ending June 30, 1970".

Page 7, line 2, strike out "seven" and insert "five".

PRINCIPAL PURPOSE OF THE BILL

The bill would amend the Mental Retardation Facilities and Community Mental Health Centers Construction Act to: (1) Extend

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through June 30, 1970, the programs under which matching grants are made for the construction of university-affiliated mental retardation facilities and community mental retardation facilities, and (2) establish a new program of matching grants following the same formula as set out in the Community Mental Health Centers Act to help meet the cost of technical and professional personnel serving in community mental retardation facilities.

HEARINGS: COST OF THE BILL

The Subcommittee on Public Health and Welfare of the Committee on Interstate and Foreign Commerce conducted hearings on H.R. 6430 and H.R. 7688, the proposed Mental Retardation Amendments of 1967, on April 25 and 26, 1967.

The authorization for appropriations under the bill covers the fiscal years 1968 through 1970—a 3-year period. Authorizations for the 3 fiscal years 1968 through 1970 are shown in the following table:

Facilities for the mentally retarded—Authorization for appropriations for fiscal years 1968 through 1973 under the proposed Mental Retardation Amendments of 1967 (H.R. 6450)

	Fiscal year 1968	Fiscal year 1969	Fiscal year 1970	Fiscal year 1971	Fiscal year 1972	Fiscal year 1973	Cumulative total
University-affiliated construction program:							
New obligatory authority:							
Number of grants	310,000,000 (2)	\$20,000,000 (6)	\$20,000,000 (5)				\$50,000,000 (13)
Community facility construction:							
New obligatory authority:	(9)	30,000,000 (132)	50,000,000 (235)				\$0,000,000 (417)
Number of grants							
Staffing:							
New grants:							
Dollars	7,000,000 (58)	10,000,000 (83)	14,000,000 (117)				31,000,000 (253)
Number of grants							
Continuations:							
Dollars		5,000,000 (68)	12,200,000 (141)	20,000,000 (253)	12,400,000 (200)	5,000,000 (117)	55,800,000 (773)
Number of grants							
Total new obligatory authority:							
Dollars	17,000,000 (61)	65,000,000 (323)	66,200,000 (483)	20,000,000 (253)	12,400,000 (200)	5,000,000 (117)	216,800,000 (1,482)
Number of grants							

1 The sum of \$30,000,000 is authorized for fiscal 1968 under existing authority.

2 Estimates include amounts for initial and continuation grants under proposed legislation which authorizes initial grants total \$7,000,000 in fiscal year 1968 and continuation grants following on initial grants made in fiscal years 1968 through 1970.

BACKGROUND

In October 1963 the Congress passed the Mental Retardation Facilities and Community Mental Health Centers Construction Act to provide assistance in combating mental retardation through grants for construction of research centers and construction of community facilities for the mentally retarded. Since the establishment of that program, over 167 projects for the construction of community facilities for the mentally retarded have been funded, at a total cost of \$107 million, of which the Federal share is \$31 million. In addition, 12 projects have been funded for the construction of mental retardation research centers at a total cost of \$38 million, of which the Federal share has totaled \$25 million; and 14 university-affiliated facilities for the mentally retarded have been funded at a total cost of \$42 million, of which the Federal share has totaled \$30 million.

THE MENTAL RETARDATION PROBLEM

The burden of mental retardation afflicts over 6 million Americans and their families today. Unfortunately, despite the advances which have been made, there is at present no prospect of any immediate or substantial reduction in the number of families who each year must bear this burden; however it is possible, through programs enacted by the Congress and by the States, and through private voluntary agencies, to make it possible for a much larger number of the retarded to live with some degree of decency and normalcy in our society.

In general, persons are considered to be mentally retarded if their IQ lies in the range from zero to 67. Of the persons in this category, estimated at 3 percent of the population, approximately 11 percent are so severely handicapped that they require institutionalization. Approximately 126,000 children born each year will be considered mentally retarded at some time or other in their lives, and with the advances being made in medical care, a larger number of handicapped individuals' lives are being preserved. In other words, without dramatic breakthroughs, the number of mentally retarded, both in absolute terms and as a percentage of the population, is likely to increase as our population increases.

Mentally retarded persons are considered to fall into the following four categories: (1) profoundly retarded, (2) severely retarded, (3) moderately retarded, and (4) mildly retarded.

Level: Profound (0-19 IQ)

Number.....	90,000
Percent of mentally retarded persons.....	1.5

These are mostly children and adolescents, so seriously handicapped that they cannot survive unless constantly cared for and sheltered.

Level: Severe (20-35 IQ)

Number.....	210,000
Percent of mentally retarded persons.....	3.5

These are persons so severely handicapped that they cannot adapt to the demands of community living unless constantly cared for and sheltered.

Level: Moderate (36-51 IQ)

Number..... 360,000
 Percent of mentally retarded persons..... 6

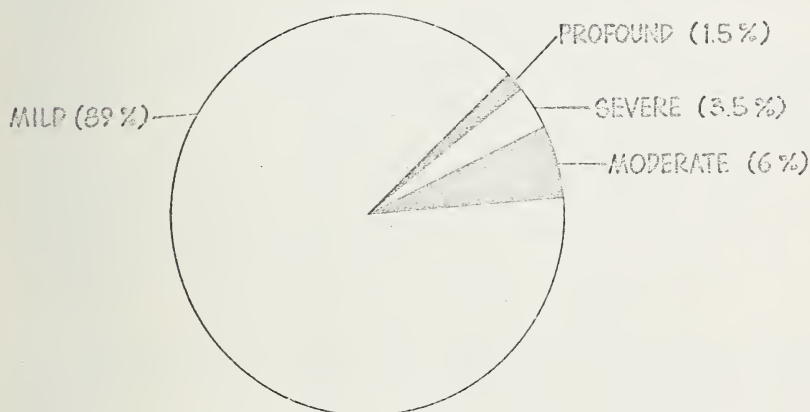
These are children, adolescents, and adults who can assist in their own care and can even undertake semiproductive endeavors in a protected environment.

Level: Mild (52-67 IQ)

Number..... 5,340,000
 Percent of mentally retarded persons..... 89

These are children, adolescents, and adults who are able to perform more adequately, adjust in a limited way to the demands of society, and play a more positive role as workers.

CLASSIFICATION OF THE MENTALLY RETARDED POPULATION



In spite of all the programs enacted during the past 4 years and the great advances made in research, training of professional personnel, construction of facilities, preventive services, and improvement in institutional care of the retarded, experts in the field still do not anticipate any immediate or substantial reduction in the number of families who will each year bear the burden of mental retardation. Many of the advances which have been made make it possible for a larger number of the retarded to live with some degree of decency and normalcy. Testimony presented to the committee emphasized the fact that services for the mentally retarded will not keep pace with the demand for many years to come. Long waiting lines will continue to exist, and services sufficient to meet the needs of all will not be available for many years.

Over 180,000 mentally retarded persons are now in institutions; an estimated 31,000 are on official waiting lists to be admitted into institutions but are unable to do so because of lack of available facilities and services. All indications point to the fact that these



official waiting lists represent only a small portion of those who are waiting for institutional services, diagnostic or clinical care, special education, training, and other services.

EXISTING PROGRAMS

The mental retardation programs of the Department of Health, Education, and Welfare include, in addition to the programs contained in this bill, the following:

Preventive services designed to reduce the incidence of mental retardation.

Other services which are rendered to or for persons who are mentally retarded. This includes diagnosis and evaluation, vocational rehabilitation, and improved institutional care.

Training programs preparing professional personnel for service and research in the field of mental retardation form an integral part of the Department's total program.

Basic and applied research is supported in the area of health, education, vocational rehabilitation, and social services.

Construction programs are providing support for communities and universities in their efforts to expand and improve the training, research, and service activities in the field of mental retardation.

Income maintenance programs administered through the social security program and public assistance provide needed support for designated mental retardation beneficiaries.

Tables showing the scope of the above-described programs are set out on pages 12-15 of the hearings.

PROGRAMS CONTAINED IN THE BILL

In 1963 the Congress enacted as Public Law 88-164 the Mental Retardation Facilities and Community Mental Health Centers Construction Act of 1963, providing among other programs, for assistance in the construction of three types of facilities to aid in dealing with problems of mental retardation—research centers, university-affiliated facilities, and community facilities for the care of the mentally retarded.

The first of these three programs has attained its present goals, and is not scheduled for extension under the legislation reported by the committee. With respect to the programs of matching grants for the construction of university-affiliated facilities, the reported bill provides for the extension of the present program which expired June 30, 1967, for 3 additional years, or until June 30, 1970, with authorization for appropriations of \$10 million for the fiscal year 1968, and \$20 million each for the fiscal years 1969 and 1970. These funds may be used to pay up to three-fourths of the costs of construction of facilities providing a full range of inpatient and outpatient services for the mentally retarded and facilities which will aid in demonstrating provision of specialized services for the diagnosis and treatment, education, training, or care of the mentally retarded or in the clinical training of physicians and other specialized personnel needed for research, diagnosis, and treatment, education, training, or care of the mentally retarded.

The third program initially established in 1963 and scheduled for extension under this legislation is the program of construction of facilities for the care of the mentally retarded. Under the 1963 legislation, appropriations are allocated among the States on the basis of their population, the extent of the need for facilities for the mentally retarded, and the financial need of the respective States. The State is required to establish a State plan for construction of facilities, and the determination of priorities within the State is determined by the State agency in accordance with the State plan. The funds allotted to a State may be used to pay part of the cost of construction of facilities for the mentally retarded, defined as a facility specially designed for the diagnosis, treatment, education, training, or supportive care of the mentally retarded. This program, which is scheduled to expire June 30, 1968, is extended for 2 additional years under the reported bill, to June 30, 1970.

A third program is established under the bill, providing for Federal assistance in paying a portion of the costs of professional and technical personnel for facilities for the mentally retarded. Under this program, the assistance will be in the same proportions as is provided for the costs of staffing under the Community Mental Health Centers Act, with up to 75 percent of the costs being covered for the first 15 months; 60 percent for the next 12 months; 45 percent for the next 12 months; and 30 percent for the next 12 months, with no Federal contribution thereafter. The costs covered are limited to the costs of new services at existing facilities, or services at new facilities. The purpose of this program is to stimulate the construction of new facilities which otherwise might not be able to be constructed because of difficulties with initial staffing, or in the case of existing facilities, to stimulate the initiation of new services at these facilities. It is intended that after the initial 51 months of support, the Federal assistance will terminate and thereafter State, local, and private funds will cover the costs of services.

UNIVERSITY-AFFILIATED FACILITIES

Title I, part B, of Public Law 88-164 authorizes grants for the construction of university-affiliated facilities for the mentally retarded. This construction program is designed to provide the physical setting for training efforts needed to alleviate the acute shortages of professional and technical personnel (for example, physicians, nurses, psychologists, speech therapists, educators) required to care for the mentally retarded. The facilities constructed under this program are required to provide, as nearly as practicable, a full range of inpatient and outpatient services for the mentally retarded.

Since the program was first authorized, a total of 17 project grants for university-affiliated facilities have been approved for funding, and 14 of these have already been funded. The total construction cost of 14 projects funded since the beginning of the program is \$42 million, with a total Federal share of \$30 million. In the 14 university-affiliated facilities already receiving support, nearly 10,000 professional persons will each year receive training in medical, educational, and other disciplines related to the prevention and treatment of mental retardation.

The need for the continued training of manpower cannot be overestimated. The scarcity of trained, skilled, and knowledgeable professional persons is a serious impediment to the provision of services for the mentally retarded. The university-affiliated facilities will provide interdisciplinary training for the many professionals and technicians needed in this field.

There is a very close and frequent association between mental retardation and many other types of neurological handicapping conditions. This association is both from the causative factors as well as the production of mental retardation by the presence of these other neurological conditions at birth or very early in life. Training in mental retardation should include these conditions because of their close association, as well as for improving the techniques used in the diagnosis of mental retardation. The inclusion of other neurological handicapping conditions in the university-affiliated facilities will make it possible to broaden the training program so that personnel being trained can be exposed to and learn to deal with the many persons with neurological handicapping conditions who require treatment, training, education, psychological, and rehabilitative services similar to those provided for the mentally retarded.

Conditions which will be included as a result of this amendment will be those which frequently occur during the developmental period and which interfere with learning potential. Examples of these conditions are: communication disorders where the cause and effect cannot be separated from mental retardation (speech, vision, hearing); seizures; neuromuscular handicapping conditions such as cerebral palsy; and conditions which include combinations of the above.

University-affiliated retardation facilities

Fiscal year	Appropriation	Applications approved	Federal share
1964-----	\$5,000,000	6	0
1965-----	7,500,000	4	\$7,233,510
1966-----	10,000,000	6	12,769,655
1967-----	10,000,000	4	10,355,000
Total-----	32,500,000	14	30,348,161

Institution	Total cost	Federal share	Estimated completion date
Children's Rehabilitation Institute, Reisterstown, Md.....	\$2,147,000	\$2,230,250	September 1967.
Georgetown University, Washington, D.C.....	2,000,000	1,500,000	October 1969.
University of Colorado, Denver, Colo.....	602,584	393,600	September 1968.
Walter E. Fernald State School, Waltham, Mass.....	1,247,000	724,725	July 1969.
University of California Neuropsychiatric Institute, Los Angeles, Calif.....	3,517,780	2,635,225	October 1969.
University of Alabama Medical Center, Birmingham and Tuscaloosa, Ala.....	2,907,326	2,156,494	January 1969.
Children's Hospital Medical Center, Boston, Mass.....	1,276,560	863,260	August 1967.
Indiana University Medical Center, Indianapolis and Bloomington, Ind.....	4,277,635	3,157,231	April 1968.
University of Tennessee, Memphis, Tenn.....	4,263,230	3,199,710	April 1969.
University of North Carolina, Chapel Hill, N.C.....	667,743	500,611	August 1969.
New York Medical College, New York, N.Y.....	4,000,000	3,000,000	May 1969.
Georgia Department of Public Health, Atlanta and Athens, Ga.....	4,125,550	3,094,163	November 1970.
University of Oregon, Portland and Eugene, Oreg.....	5,072,000	3,766,590	January 1970.
University of Miami, Miami, Fla.....	4,672,575	3,654,452	September 1969.
Total-----	42,680,273	36,748,901	

COMMUNITY FACILITIES FOR THE MENTALLY RETARDED

Since the beginning of the community facilities construction program in 1963, more than 167 construction projects for community facilities have been funded. The total construction cost of these facilities is \$108 million; the Federal share is \$31 million. Appendix A, beginning on page 28 of this report sets out the facilities approved for construction under this program as of June 30, 1967.

The responsibility for the care and treatment of the mentally retarded rests fundamentally with the States, local communities, and the families of the retarded. The funds available under the construction program have served as incentives to the States and local communities to increase the services available to the retarded. However, there is still a backlog of unmet needs and large gaps in available services. It has been pointed out that no service for the mentally retarded has yet been inaugurated in any community and found itself with a shortage of clients, once the availability of that program became known. The number of mentally retarded persons now known to all agencies suggests that the continued demand and need for services will far exceed the availability of services for many years to come.

The mentally retarded need a wide variety of specialized services. Because of the complexity and duration of disability, the range of required services include such divergent programs as early diagnosis and evaluation, education, lifetime planning, recreation, and various types of residential care. The table below summarizes the types of specialized services which the mentally retarded need according to the degree of their disability.

SPECIALIZED SERVICES NEEDED BY THE MENTALLY RETARDED

EDUCATION	VOCATIONAL	TRAINING	DIAGNOSIS AND EVALUATION	TREATMENT	RESIDENTIAL	DAY CARE
Academic Pre-school Post-school	Work Evaluation Work Adjustment Training Vocational Training Sheltered Workshop Terminal Workshop Job Placement	Motor Skills Activities of Daily Living Occupational Training Personality Development Social Development	Diagnosis Assessment Reassessment Referral Lifetime planning Treatment (short- term) planning	Physical Psychological Social	Short-term Long-term Group homes Halfway Houses	Supportive Therapeutic Recreation Pre-school
PROFOUND (1.5%)						
SEVERE (5.5%)						
MODERATE (6%)						
MILD (86%)						

ASSISTANCE IN PROVIDING STAFFING FOR COMMUNITY FACILITIES

In order to assure the continuum of services necessary to make real progress in the treatment and rehabilitation of the retarded adequate staff must be available to the community mental retardation facilities. Local sources of funds to support the operation of community mental retardation facilities are overburdened. Long waiting lists for services are due not only to lack of sufficient space to house additional services but also to lack of sufficient operating resources to provide for expansion of programs. Potential sponsors of community facilities are frequently unable to provide the necessary operational support. The availability of assistance for initial staffing costs will make it possible for States to construct and operate those facilities already determined to be of highest priority.

The strong competition for professional staff at the community level requires that the facility for the mentally retarded be in a position to recruit immediately when the need for professional personnel arises in order to support the development or maintenance of adequate services. Since a major portion of operating expenses of community mental retardation facilities is for staffing, grants for the cost of professional and technical personnel will provide significant assistance toward meeting total operating costs, and the means for attracting qualified personnel interested in mental retardation.

Services for the retarded vary greatly, and no single staffing pattern can be developed for community mental retardation facilities. Diagnostic and evaluation clinics require a core staff including the disciplines of medicine, nursing, social work, psychology, and aids; with other disciplines such as speech and hearing, physical therapy, and education included, depending on the range of services offered by the facility. Day programs for the mentally retarded require core staff including the disciplines of social work, education, nursing, and aids; consultants in psychology, pediatrics, and psychiatry; and other specializations such as language development and physical therapy included depending on the services of the facility and the age group and level of retarded it serves. Residential programs include essentially the same type of staff as the diagnostic and evaluation facility and day facility combined, with a greater emphasis on therapists and aids than would be true in the other types of programs.

Responsibility for developing an operating service program for the retarded rests ultimately with the States and communities. The pattern of declining Federal participation will permit the development of optimal staffing patterns and mobilization of State-local resources for support over a 4-year period. The committee expects that criteria will be developed in administering this program which will take into consideration the need for high quality programs, imaginative programming of services, elimination of gaps in the kinds of services now being provided, structuring programs of service for community needs, and planning sustained support of community programs.

MENTAL RETARDATION RESEARCH CENTERS

The authority for the construction of mental retardation research centers (title I, pt. A, of Public Law 88-164) expired June 30, 1967. Its extension was not recommended by the administration. This research construction program was authorized in 1963 in response to

recommendations made by the President's Panel on Mental Retardation, and the number of centers recommended by the President's Panel have been funded. The administration recommended, and the committee agrees that time for evaluation and assessment of these centers should be allowed before a continuation of the program. However, in order to assure a continuing and well-directed research effort to expand our knowledge of mental retardation, the authority for the construction of university-affiliated facilities, discussed on pages 7 and 8 of this report, is broadened so as to allow for a portion of these facilities to be used for research activities incidental or related to the programs for which they are designed. The addition of the research element to the university-affiliated facilities construction program will broaden the type of research that can be conducted, to include applied research, as well as provide a means for the continuation of basic research.

Retardation research centers

Fiscal year	Appropriation	Applications approved	Federal share
1964.....	\$9,000,000	0	0
1965.....	8,000,000	4	\$12,100,000
1966.....	6,000,000	3	5,854,000
1967.....	6,000,000	5	7,250,000
Total.....	26,000,000	12	25,212,700

Institutions	Total cost	Federal share	Estimated completion date
University of Washington, Seattle, Wash.....	\$3,290,970	\$5,700,000	1969.
Albert Einstein College of Medicine, Yeshiva University, New York, N.Y.....	5,124,815	3,085,000	1968.
Children's Hospital, Cincinnati, Ohio.....	3,011,210	1,724,000	1968.
Walter E. Fernald State School, Waltham, Mass.....	1,750,000	827,000	1967.
George Peabody College for Teachers, Nashville, Tenn.....	3,543,547	2,492,800	1967.
University of California, Los Angeles, Calif.....	2,588,970	1,680,000	1969.
Children's Hospital Medical Center, Boston, Mass.....	4,140,337	2,470,000	1970
University of Kansas, Lawrence, Kans.....	2,921,978	2,150,000	1969.
University of Colorado, Denver, Colo.....	442,647	331,000	1963.
University of North Carolina, Chapel Hill, N.C.....	3,423,241	2,423,400	1970
University of Chicago, Chicago, Ill.....	(1)	66,375	1967.
University of Wisconsin, Madison, Wisconsin.....	3,017,335	2,263,000	1971.
Total.....	39,295,050	25,212,700	

¹ Movable research equipment award.

SECTION-BY-SECTION ANALYSIS

The first section of the reported bill contains a short title, "Mental Retardation Amendments of 1967," by which the entire bill may be referred to.

Section 2. Grants for the construction of university-affiliated mental retardation clinical facilities

Subsection (a) amends part B, title I, Public Law 88-164, by authorizing \$10 million for fiscal year 1968, and \$20 million each for the next 2 fiscal years—through fiscal year 1970.

Subsection (b) expands the authority for grants for construction of university-affiliated facilities to include persons with other neurological handicapping conditions that are found by the Secretary to be sufficiently related to mental retardation to warrant inclusion, along



with the mentally retarded—the persons for whom facilities may be constructed with Federal assistance. This subsection also expands this authority to include grants for construction for research incidental or related to the activities and programs for which construction grants may be made under existing provisions relating to university-affiliated facilities.

Subsection (c) extends through fiscal year 1970 the period during which other Public Health Service grants may not be made for construction of university-affiliated facilities if mental retardation construction funds are available.

Section 3. Grants for construction of community facilities for the mentally retarded

Subsection (a) would extend the authority for construction of community facilities for the mentally retarded for an additional 2 years—through fiscal year 1970. The present fiscal year 1968 appropriation authorization of \$30 million is retained. Authorizations for fiscal year 1969 and 1970 would be \$50 million for each year.

Subsection (b) extends through 1970 the period during which other Public Health Service grants may not be made for the construction of community facilities if mental retardation construction funds are available.

Section 4. Grants for staffing of community mental retardation facilities

This section amends Public Law 88-164 by amending the heading of title I to read "Facilities for the Mentally Retarded," and by adding the new part D to that title.

The new part D establishes grants for the cost of compensation for professional and technical personnel for the initial operation of new community facilities or for initiating new services in facilities for the mentally retarded.

The following section-by-section description is of this proposed new part D:

Section 141. Authorization of grants

Subsection (a) provides that for the purpose of assisting in the establishment and initial operation of facilities for the mentally retarded providing all or part of a program of comprehensive services for the mentally retarded principally designed to serve the needs of the community or communities in or near which the facility is situated, the Secretary of Health, Education, and Welfare may make grants to meet for a temporary period a portion of the costs of compensation of professional and technical personnel for the initial operation of new facilities for the mentally retarded or of new services in facilities for the mentally retarded.

Under subsection (b) grants for such costs, in the case of any facility for the mentally retarded, would be made only for the period beginning with the first day of the first month for which such grant is made and ending with the close of 4 years and 3 months after such first day; and such grants with respect to any facility would not exceed 75 percent of such cost for the period ending with the close of the 15th month following such first day, 60 percent of such cost for the first year thereafter, 45 percent of such cost for the second year thereafter, and 30 percent of such cost for the third year thereafter.

Section (c) provides that the Secretary of Health, Education, and Welfare, in making such grants, shall take into account the relative

needs of the States for services for the mentally retarded, their relative financial needs and their populations.

Section 142. Application and conditions for approval

Under subsection (a), a grant could be made with respect to any facility for the mentally retarded only upon application, and only if (1) the applicant is a public or nonprofit private agency or organization which owns or operates the facility; (2) a grant was made under the community mental retardation facilities construction program (title I, pt. C, of Public Law 88-164; of which this proposed new part would become pt. D) to assist in financing the construction of the facility, or the type service to be provided was not previously being provided by the facility; (3) the Secretary determines that there is satisfactory assurance that grants made under this part will be so used as to supplement and, to the extent practicable, increase the level of non-Federal funds that would in the absence of such Federal grants be made available for such programs described in clause (2) above, and will in no event supplant such non-Federal funds; and (4) in the case of an applicant or State which has in existence a State plan relating to services for the mentally retarded, the services to be provided by the facility are consistent with that plan.

Subsection (b) of this section provides that no grant could be made under this legislation after June 30, 1970, with respect to any facility for the mentally retarded or with respect to any type of service provided by such a facility, unless a grant with respect thereto was made under this part prior to July 1, 1970.

Section 143. Payments

This section provides that payment of grants may be made (after adjustment on account of prior errors) in advance or by way of reimbursement, and on such terms and conditions and in such installments, as the Secretary may determine.

Section 144. Regulations

This section imposes upon the Secretary the duty of prescribing general regulations concerning eligibility of facilities under this part, determination of eligible costs with respect to which grants may be made, and the terms and conditions for approving applications under this part.

Section 145. Authorization for appropriations

This section authorizes the appropriation of \$7 million for fiscal year 1968, \$14 million for fiscal 1969, and \$14 million for fiscal 1970 to enable the Secretary to make initial grants to the facilities for mentally retarded under the provisions of this legislation. Three are authorized to be appropriated for fiscal year 1969, and each of the next 5 years, such sums as may be necessary to make grants to such facilities which have previously received a grant under this legislation and remain eligible for such a grant.

Section 5. Enforcement of minimum standards

This section requires that, effective July 1, 1969, State plans for community mental retardation facilities provide for enforcement of minimum standards of operation of the facilities.

AGENCY REPORTS

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE,
March 27, 1967.

HON. HARLEY O. STAGGERS,
Chairman, Committee on Interstate and Foreign Commerce,
House of Representatives, Washington, D.C.

DEAR MR. CHAIRMAN: This letter is in response to your request of March 13, 1967, for a report on H.R. 6430, the Mental Retardation Amendments of 1967.

This bill embodies the provisions of a draft bill transmitted by us to the Congress in order to carry out the recommendations relating to the extension, expansion, and improvement of mental retardation programs contained in the President's message to the Congress on the welfare of children.

We urge that your committee give favorable consideration to this bill and that it be enacted by the Congress.

Sincerely,

WILBUR J. COHEN,
Under Secretary.

U.S. DEPARTMENT OF LABOR,
OFFICE OF THE SECRETARY,
Washington, April 27, 1967.

HON. HARLEY O. STAGGERS,
Chairman, Committee on Interstate and Foreign Commerce,
House of Representatives,
Washington, D.C.

DEAR MR. CHAIRMAN: This is in reply to your request for our comments on H.R. 6430, a bill to amend the public health laws relating to mental retardation to extend, expand, and improve them, and for other purposes.

Assistance in the construction and operation of facilities for the mentally retarded is a necessary part of the fight to improve the Nation's health. The Department of Labor supports the proposed legislation.

The Bureau of the Budget advises that there is no objection to the presentation of this report and that enactment of H.R. 6430 would be in accord with the President's program.

Sincerely,

W. WILLARD WIRTZ,
Secretary of Labor.

EXECUTIVE OFFICE OF THE PRESIDENT,
BUREAU OF THE BUDGET,
Washington, D.C., May 12, 1967.

HON. HARLEY O. STAGGERS,
Chairman, Committee on Interstate and Foreign Commerce, House of
Representatives, Rayburn House Office Building, Washington, D.C.

DEAR MR. CHAIRMAN: This is in response to your request for the views of the Bureau of the Budget on H.R. 6430, a bill to amend the public health laws relating to mental retardation to extend, expand, and improve them, and for other purposes.

This proposed legislation would authorize the extension of the present programs of Federal grants to support the construction of university-affiliated facilities and community-based care and treatment facilities for the mentally retarded. It also authorizes the initiation of a program to aid communities in meeting the cost of operating new community centers or expanding the services in existing ones.

The bill would carry out the recommendations of the President in his message to the Congress on children and youth of February 8, by providing means for both continuing and intensifying the Nation's effort to care for the mentally retarded.

The Bureau of the Budget favors action on H.R. 6430, which is in accord with the President's program.

Sincerely yours,

WILFRED H. ROMMEL,
*Assistant Director for
Legislative Reference.*

CHANGES IN EXISTING LAW MADE BY THE BILL, H.R. 6430, AS REPORTED

In compliance with clause 3 of rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italic, existing law in which no change is proposed is shown in roman):

MENTAL RETARDATION FACILITIES AND COMMUNITY MENTAL HEALTH CENTERS CONSTRUCTION ACT OF 1963

TITLE I—[CONSTRUCTION OF RESEARCH CENTERS AND] FACILITIES FOR THE MENTALLY RETARDED

SHORT TITLE

SEC. 100. This title may be cited as the "Mental Retardation Facilities Construction Act".

GRANTS FOR CONSTRUCTION OF CENTERS FOR RESEARCH ON MENTAL RETARDATION AND RELATED ASPECTS OF HUMAN DEVELOPMENT

SEC. 101. Title VII of the Public Health Service Act is amended by adding at the end thereof the following new part:

"PART D—CENTERS FOR RESEARCH ON MENTAL RETARDATION AND RELATED ASPECTS OF HUMAN DEVELOPMENT

"AUTHORIZATION OF APPROPRIATIONS

"SEC. 761. There are authorized to be appropriated \$6,000,000 for the fiscal year ending June 30, 1964, \$8,000,000 for the fiscal year ending June 30, 1965, and the fiscal year ending June 30, 1967, for project grants to assist in meeting the costs of construction of facilities for research, or research and related purposes, relating to human development, whether biological, medical, social, or behavioral, which may assist in finding the causes, and means of prevention, of mental retardation, or in finding means of ameliorating the effects of mental

retardation. Sums so appropriated shall remain available until expended for payments with respect to projects or which applications have been filed under this part before July 1, 1967, and approved by the Surgeon General thereunder before July 1, 1968.

"APPLICATIONS

"Sec. 762. (a) Applications for grants under this part with respect to any facility may be approved by the Surgeon General only if--

"(1) the applicant is a public or nonprofit institution which the Surgeon General determines is competent to engage in the type of research for which the facility is to be constructed; and

"(2) the application contains or is supported by reasonable assurances that (A) for not less than twenty years after completion of construction, the facility will be used for the research, or research and related purposes, for which it was constructed; (B) sufficient funds will be available for meeting the non-Federal share of the cost of constructing the facility; (C) sufficient funds will be available, when the construction is completed, for effective use of the facility for the research, or research and related purposes, for which it was constructed; and (D) all laborers and mechanics employed by contractors or subcontractors in the performance of work on construction of the center will be paid wages at rates not less than those prevailing on similar construction in the locality as determined by the Secretary of Labor in accordance with the Davis-Bacon Act, as amended (40 U.S.C. 276a-276a-5); and the Secretary of Labor shall have, with respect to the labor standards specified in this clause (D) the authority and functions set forth in Reorganization Plan Numbered 14 of 1950 (15 F.R. 3176; 5 U.S.C. 133z-15), and section 2 of the Act of June 13, 1934, as amended (40 U.S.C. 276c).

"(b) In acting on applications for grants, the Surgeon General shall take into consideration the relative effectiveness of the proposed facilities in expanding the Nation's capacity for research and related purposes in the field of mental retardation and related aspects of human development, and such other factors as he, after consultation with the national advisory council or councils concerned with the field or fields of research involved, may by regulation prescribe in order to assure that the facilities constructed with such grants, severally and together, will best serve the purpose of advancing scientific knowledge pertaining to mental retardation and related aspects of human development.

"AMOUNT OF GRANTS; PAYMENTS

"Sec. 763. (a) The total of the grants with respect to any project for the construction of a facility under this part may not exceed 75 per centum of the necessary cost of construction of the center as determined by the Surgeon General.

"(b) Payments of grants under this part shall be made in advance or by way of reimbursement, in such installments consistent with construction progress, and on such conditions as the Surgeon General may determine.

"(c) No grant may be made after January 1, 1964, under any provision of this Act other than this part, for any of the four fiscal years in the period beginning July 1, 1963, and ending June 30, 1967, for construction of any facility described in this part, unless the Surgeon General determines that funds are not available under this part to make a grant for the construction of such facility.

"RECAPTURE OF PAYMENTS

"SEC. 764. If, within twenty years after completion of any construction for which funds have been paid under this part--

"(1) the applicant or other owner of the facility shall cease to be a public or nonprofit institution, or

"(2) the facility shall cease to be used for the research purposes, or research and related purposes, for which it was constructed, unless the Surgeon General determines, in accordance with regulations, that there is good cause for releasing the applicant or other owner from the obligation to do so,

the United States shall be entitled to recover from the applicant or other owner of the facility the amount bearing the same ratio to the then value (as determined by agreement of the parties or by action brought in the United States district court for the district in which such facility is situated) of the facility, as the amount of the Federal participation bore to the cost of construction of such facility.

"NONINTERFERENCE WITH ADMINISTRATION OF INSTITUTIONS

"SEC. 765. Except as otherwise specifically provided in this part, nothing contained in this part shall be construed as authorizing any department, agency, officer, or employee of the United States to exercise any direction, supervision, or control over, or impose any requirement or condition with respect to, the research or related purposes conducted by, and the personnel or administration of, any institution.

"DEFINITIONS

"SEC. 766. As used in this part--

"(1) the terms 'construction' and 'cost of construction' include (A) the construction of new buildings and the expansion, remodeling, and alteration of existing buildings, including architects' fees, but not including the cost of acquisition of land or off-site improvements, and (B) equipping new buildings and existing buildings, whether or not expanded, remodeled, or altered;

"(2) the term 'nonprofit institution' means an institution owned and operated by one or more corporations or associations no part of the net earnings of which inures, or may lawfully inure, to the benefit of any private shareholder or individual."

PART B--PROJECT GRANTS FOR CONSTRUCTION OF UNIVERSITY-AFFILIATED FACILITIES FOR THE MENTALLY RETARDED

AUTHORIZATION OF APPROPRIATIONS

SEC. 121. For the purpose of assisting in the construction of clinical facilities providing, as nearly as practicable, a full range of inpatient and outpatient services for the mentally retarded (*which, for purposes*

of this part, includes other neurological handicapping conditions found by the Secretary to be sufficiently related to mental retardation to warrant inclusion in this part) and facilities which will aid in demonstrating provision of specialized services for the diagnosis and treatment, education, training, or care of the mentally retarded or in the clinical training of physicians and other specialized personnel needed for research, diagnosis and treatment, education, training, or care of the mentally retarded including research incidental or related to any of the foregoing activities, there are authorized to be appropriated \$5,000,000 for the fiscal year ending June 30, 1964, \$7,500,000 for the fiscal year ending June 30, 1965, [and \$10,000,000 each for the fiscal year ending June 30, 1966, and the fiscal year ending June 30, 1967.] \$10,000,000 each for the fiscal year ending June 30, 1966, the fiscal year ending June 30, 1967, and the fiscal year ending June 30, 1968, and \$20,000,000 each for the fiscal year ending June 30, 1969 and the fiscal year ending June 30, 1970. The sums so appropriated shall be used for project grants for construction of public and other nonprofit facilities for the mentally retarded which are associated with a college or university.

APPLICATIONS

SEC. 122. Applications for grants under this part with respect to any facility may be approved by the Secretary only if the application contains or is supported by reasonable assurances that—

(1) the facility will be associated, to the extent prescribed in regulations of the Secretary, with a college or university hospital (including affiliated hospitals), or with such other part of a college or university as the Secretary may find appropriate in the light of the purposes of this part;

(2) the plans and specifications are in accord with regulations prescribed by the Secretary under section 133(3);

(3) title to the site for the project is or will be vested in one or more of the agencies or institutions filing the application or in a public or other nonprofit agency or institution which is to operate the facility;

(4) adequate financial support will be available for construction of the project and for its maintenance and operation when completed; and

(5) all laborers and mechanics employed by contractors or subcontractors in the performance of work on construction of the project will be paid wages at rates not less than those prevailing on similar construction in the locality—as determined by the Secretary of Labor in accordance with the Davis-Bacon Act, as amended (40 U.S.C. 276a—276a-5); and the Secretary of Labor shall have with respect to the labor standards specified in this paragraph the authority and functions set forth in Reorganization Plan Numbered 14 of 1950 (15 F.R. 3176; 5 U.S.C. 133z-15) and section 2 of the Act of June 13, 1934, as amended (40 U.S.C. 276c).

AMOUNT OF GRANTS; PAYMENTS

SEC. 123. (a) The total of the grants with respect to any project for the construction of a facility under this part may not exceed 75 per centum of the necessary cost of construction thereof as determined by the Secretary.

(b) Payments of grants under this part shall be made in advance or by way of reimbursement, in such installments consistent with construction progress, and on such conditions as the Secretary may determine.

RECOVERY

SEC. 124. If any facility with respect to which funds have been paid under this part shall, at any time within twenty years after the completion of construction—

(1) be sold or transferred to any person, agency, or organization which is not qualified to file an application under this part, or

(2) cease to be a public or other nonprofit facility for the mentally retarded, unless the Secretary determines, in accordance with regulations, that there is good cause for releasing the applicant or other owner from the obligation to continue such facility as a public or other nonprofit facility for the mentally retarded, the United States shall be entitled to recover from either the transferor or the transferee (or, in the case of a facility which has ceased to be a public or other nonprofit facility for the mentally retarded, from the owners thereof) an amount bearing the same ratio to the then value (as determined by the agreement of the parties or by action brought in the district court of the United States for the district in which the facility is situated) of so much of the facility as constituted an approved project or projects, as the amount of the Federal participation bore to the cost of the construction of such project or projects.

NONDUPLICATION OF GRANTS

SEC. 125. No grant may be made after January 1, 1964, under any provision of the Public Health Service Act, for any of the [four] fiscal years in the period beginning July 1, 1963, and ending [June 30, 1967,] *June 30, 1970*, for construction of any facility for the mentally retarded described in this part, unless the Secretary determines that funds are not available under this part to make a grant for the construction of such facility.

PART C—GRANTS FOR CONSTRUCTION OF FACILITIES FOR THE MENTALLY RETARDED AUTHORIZATION OF APPROPRIATIONS

SEC. 131. There are authorized to be appropriated, for grants for construction of public and other nonprofit facilities for the mentally retarded, \$10,000,000 for the fiscal year ending June 30, 1965, \$12,500,000 for the fiscal year ending June 30, 1966, \$15,000,000 for the fiscal year ending June 30, 1967, [and \$30,000,000 for the fiscal year ending June 30, 1968.] *\$30,000,000 for the fiscal year ending June 30, 1968, and the fiscal year ending June 30, 1969, and \$50,000,000 for the fiscal year ending June 30, 1970.*

ALLOTMENTS TO STATES

SEC. 132. (a) For each fiscal year, the Secretary shall, in accordance with regulations, make allotments from the sums appropriated under section 131 to the several States on the basis of (1) the population, (2) the extent of the need for facilities for the mentally retarded, and (3) the financial need of the respective States; except

that no such allotment to any State, other than the Virgin Islands, American Samoa, and Guam, for any fiscal year may be less than \$100,000. Sums so allotted to a State for a fiscal year for construction and remaining unobligated at the end of such year shall remain available to such State for such purpose for the next fiscal year (and for such year only), in addition to the sums allotted, to such State for such next fiscal year.

(b) In accordance with regulations of the Secretary, any State may file with him a request that a specified portion of its allotment under this part be added to the allotment of another State under this part for the purpose of meeting a portion of the Federal share of the cost of a project for the construction of a facility for the mentally retarded in such other State. If it is found by the Secretary that construction of the facility with respect to which the request is made would meet needs of the State making the request and that use of the specified portion of such State's allotment, as requested by it, would assist in carrying out the purposes of this part, such portion of such State's allotment shall be added to the allotment of the other State under this part, to be used for the purpose referred to above.

(c) Upon the request of any State that a specified portion of its allotment under this part be added to the allotment of such State under title II, and upon (1) the simultaneous certification to the Secretary by the State agency designated as provided in the State plan approved under this part to the effect that it has afforded a reasonable opportunity to make applications for the portion so specified and there have been no approvable applications for such portion, or (2) a showing satisfactory to the Secretary that the need for the community mental health centers in such State is substantially greater than for the facilities for the mentally retarded, the Secretary shall, subject to such limitations as he may by regulations prescribe, promptly adjust the allotments of such State in accordance with such request and shall notify such State agency and the State agency designated under the State plan approved under title II, and thereafter the allotments as so adjusted shall be deemed the State's allotments for purposes of this part and title II.

REGULATIONS

SEC. 133. Within six months after enactment of this Act, the Secretary shall, after consultation with the Federal Hospital Council (established by section 633 of the Public Health Service Act and hereinafter in this part referred to as the "Council"), by general regulations applicable uniformly to all the States, prescribe—

(1) the kinds of services needed to provide adequate services for mentally retarded persons residing in a State;

(2) the general manner in which the State agency (designated as provided in the State plan approved under this part) shall determine the priority of projects based on the relative need of different areas, giving special consideration to facilities which will provide comprehensive services for a particular community or communities;

(3) general standards of construction and equipment for facilities of different classes and in different types of location; and

(4) that the State plan shall provide for adequate facilities for the mentally retarded for persons residing in the State, and shall provide for adequate facilities for the mentally retarded to furnish needed services for persons unable to pay therefor. Such regulations may require that before approval of an application for a facility or addition to a facility is recommended by a State agency, assurance shall be received by the State from the applicant that there will be made available in such facility or addition a reasonable volume of services to persons unable to pay therefor, but an exception shall be made if such a requirement is not feasible from a financial viewpoint.

STATE PLANS

SEC. 134. (a) After such regulations have been issued, any State desiring to take advantage of this part shall submit a State plan for carrying out its purposes. Such State plan must—

(1) designate a single State agency as the sole agency for the administration of the plan, or designate such agency as the sole agency for supervising the administration of the plan;

(2) contain satisfactory evidence that the State agency designated in accordance with paragraph (1) hereof will have authority to carry out such plan in conformity with this part;

(3) provide for the designation of a State advisory council which shall include representatives of State agencies concerned with planning, operation, or utilization of facilities for the mentally retarded and of nongovernment organizations or groups concerned with education, employment, rehabilitation, welfare, and health, and including representatives of consumers of the services provided by such facilities;

(4) set forth a program for construction of facilities for the mentally retarded (A) which is based on a statewide inventory of existing facilities and survey of need; (B) which conforms with the regulations prescribed under section 133(1); and (C) which meets the requirements for furnishing needed services to persons unable to pay therefor, included in regulations prescribed under section 133(4);

(5) set forth the relative need, determined in accordance with the regulations prescribed under section 133(2), for the several projects included in such programs, and provide for the construction, insofar as financial resources available therefor and for maintenance and operation make possible, in the order of such relative need;

(6) provide such methods of administration of the State plan, including methods relating to the establishment and maintenance of personnel standards on a merit basis (except that the Secretary shall exercise no authority with respect to the selection, tenure of office, or compensation of any individual employed in accordance with such methods), as are found by the Secretary to be necessary for the proper and efficient operation of the plan;

(7) provide minimum standards (to be fixed in the discretion of the State) for the maintenance and operation of facilities which receive Federal aid under this part and, effective July 1, 1969, provide for enforcement of such standards with respect to projects approved by the Secretary under this part after June 30, 1967;

(8) provide for affording to every applicant for a construction project an opportunity for hearing before the State agency;

(9) provide that the State agency will make such reports in such form and containing such information as the Secretary may from time to time reasonably require, and will keep such records and afford such access thereto as the Secretary may find necessary to assure the correctness and verification of such reports; and

(10) provide that the State agency will from time to time, but not less often than annually, review its State plan and submit to the Secretary any modifications thereof which it considers necessary.

(b) The Secretary shall approve any State plan and any modification thereof which complies with the provisions of subsection (a). The Secretary shall not finally disapprove a State plan except after reasonable notice and opportunity for a hearing to the State.

APPROVAL OF PROJECTS

SEC. 135. (a) For each project for construction pursuant to a State plan approved under this part, there shall be submitted to the Secretary through the State agency an application by the State or a political subdivision thereof or by a public or other nonprofit agency. If two or more such agencies join in the construction of the project, the application may be filed by one or more of such agencies. Such application shall set forth—

(1) a description of the site for such project;

(2) plans and specifications therefor in accordance with the regulations prescribed by the Secretary under section 133(3);

(3) reasonable assurance that title to such site is or will be vested in one or more of the agencies filing the application or in a public or other nonprofit agency which is to operate the facility;

(4) reasonable assurance that adequate financial support will be available for the construction of the project and for its maintenance and operation when completed;

(5) reasonable assurance that all laborers and mechanics employed by contractors or subcontractors in the performance of work on construction of the project will be paid wages at rates not less than those prevailing on similar construction in the locality as determined by the Secretary of Labor in accordance with the Davis-Bacon Act, as amended (40 U.S.C. 276a--276a-5); and the Secretary of Labor shall have with respect to the labor standards specified in this paragraph the authority and functions set forth in Reorganization Plan Numbered 14 of 1950 (15 F.R. 3176; 5 U.S.C. 1332-15) and section 2 of the Act of June 13, 1934, as amended (40 U.S.C. 276c); and

(6) a certification by the State agency of the Federal share for the project.

The Secretary shall approve such application if sufficient funds to pay the Federal share of the cost of construction of such project are available from the allotment to the State, and if the Secretary finds (A) that the application contains such reasonable assurance as to title, financial support, and payment of prevailing rates of wages and overtime pay; (B) that the plans and specifications are in accord with the regulations prescribed pursuant to section 133; (C) that the application is in conformity with the State plan approved under section 134

and contains an assurance that in the operation of the facility there will be compliance with the applicable requirements of the State plan and of the regulations prescribed under section 132(4) for furnishing needed facilities for persons unable to pay therefor, and with State standards for operation and maintenance; and (D) that the application has been approved and recommended by the State agency and is entitled to priority over other projects within the State in accordance with the regulations prescribed pursuant to section 133(2). No application shall be disapproved by the Secretary until he has afforded the State agency an opportunity for a hearing.

(b) Amendment of any approved application shall be subject to approval in the same manner as an original application.

WITHHOLDING OF PAYMENTS

SEC. 136. Whenever the Secretary after reasonable notice and opportunity for hearing to the State agency designated as provided in section 134(a)(1), finds—

(1) that the State agency is not complying substantially with the provisions required by section 134 to be included in its State plan or with regulations under this part;

(2) that any assurance required to be given in an application filed under section 135 is not being or cannot be carried out;

(3) that there is a substantial failure to carry out plans and specifications approved by the Secretary under section 135; or

(4) that adequate State funds are not being provided annually for the direct administration of the State plan,

the Secretary may forthwith notify the State agency that—

(5) no further payments will be made to the State from allotments under this part; or

(6) no further payments will be made from allotments under this part for any project or projects designated by the Secretary as being affected by the action or inaction referred to in paragraph (1), (2), (3), or (4) of this section,

as the Secretary may determine to be appropriate under the circumstances; and, except with regard to any project for which the application has already been approved and which is not directly affected, further payments from such allotments may be withheld, in whole or in part, until there is no longer any failure to comply (or to carry out the assurance or plans and specifications or to provide adequate State funds, as the case may be) or if such compliance (or other action) is impossible, until the State repays or arranges for the repayment of Federal moneys to which the recipient was not entitled.

NONDUPLICATION OF GRANTS

SEC. 137. No grant may be made after January 1, 1964, under any provision of the Public Health Service Act, for any of the [How] fiscal years in the period beginning July 1, 1964, and ending June 30, [1968,] 1970, for construction of any facility for the mentally retarded described in this part, unless the Secretary determines that funds are not available under this part to make a grant for the construction of such facility.

PART D—GRANTS FOR THE COST OF PROFESSIONAL AND TECHNICAL
PERSONNEL OF COMMUNITY MENTAL RETARDATION FACILITIES

AUTHORIZATION OF GRANTS

SEC. 141. (a) For the purpose of assisting in the establishment and initial operation of facilities for the mentally retarded providing all or part of a program of comprehensive services for the mentally retarded principally designed to serve the needs of the particular community or communities in or near which the facility is situated, the Secretary may, in accordance with the provisions of this part, make grants to meet, for the temporary periods specified in this section, a portion of the costs (determined pursuant to regulations under section 144) of compensation of professional and technical personnel for the initial operation of new facilities for the mentally retarded or of new services in facilities for the mentally retarded.

(b) Grants for such costs for any facility for the mentally retarded under this part may be made only for the period beginning with the first day of the first month for which such a grant is made and ending with the close of four years and three months after such first day; and such grants with respect to any such facility may not exceed 75 per centum of such costs for the period ending with the close of the fifteenth month following such first day, 60 per centum of such costs for the first year thereafter, 45 per centum of such costs for the second year thereafter, and 30 per centum of such costs for the third year thereafter.

(c) In making such grants, the Secretary shall take into account the relative needs of the several States for services for the mentally retarded, their relative financial needs, and their populations.

APPLICATIONS AND CONDITIONS FOR APPROVAL

SEC. 142. (a) Grants under this part with respect to any facility for the mentally retarded may be made only upon application, and only if—

(1) the applicant is a public or nonprofit private agency or organization which owns or operates the facility;

(2) (A) a grant was made under part C of this title to assist in financing the construction of the facility or (B) the type of service to be provided as part of such program with the aid of a grant under this part was not previously being provided by the facility with respect to which such application is made;

(3) the Secretary determines that there is satisfactory assurance that Federal funds made available under this part for any period will be so used as to supplement and, to the extent practical, increase the level of State, local, and other non-Federal funds for mental retardation services that would in the absence of such Federal funds be made available for (or under) the program described in paragraph (2) of this subsection, and will in no event supplant such State, local, and other non-Federal funds; and

(4) in the case of an applicant in a State which has in existence a State plan relating to the provision of services for the mentally retarded, the services to be provided by the facility are consistent with the plan.

(b) No grant may be made under this part after June 30, 1970, with respect to any facility for the mentally retarded or with respect to any type of service provided by such a facility unless a grant with respect thereto was made under this part prior to July 1, 1970.

PAYMENTS

SEC. 143. Payment of grants under this part may be made (after necessary adjustment on account of previously made overpayments or underpayments) in advance or by way of reimbursement, and on such terms and conditions and in such installments, as the Secretary may determine.

REGULATIONS

SEC. 144. The Secretary shall prescribe general regulations concerning the eligibility of facilities under this part, determination of eligible costs with respect to which grants may be made, and the terms and conditions (including those specified in section 142) for approving applications under this part.

AUTHORIZATION OF APPROPRIATIONS

SEC. 145. There are authorized to be appropriated \$7,000,000 for the fiscal year ending June 30, 1968, \$10,000,000 for the fiscal year ending June 30, 1969, and \$14,000,000 for the fiscal year ending June 30, 1970, to enable the Secretary to make initial grants to facilities for the mentally retarded under the provisions of this part. For the fiscal year ending June 30, 1969, and each of the next five years, there are authorized to be appropriated such sums as may be necessary to make grants to such facilities which have previously received a grant under this part and are eligible for such a grant for the year for which sums are being appropriated under this sentence.

APPENDIX A

Mental retardation community facilities construction program, approved projects as of June 30, 1967

[Public Law 88-164, Mental Retardation Facilities and Community Mental Health Centers Construction Act of 1963, title I, pt. C]

State and project, name, location, and type of facility ¹	Number of retarded served			Estimated total cost	Estimated Federal share
	Existing	Additional	Total		
ALABAMA					
Opportunity Center School, Birmingham (D).....	103	100	203	\$403,800	\$269,200
ALASKA					
Harborview Memorial Hospital, ² Valdez (R).....	150	0	150	3,557,716	81,679
ARIZONA					
Valley of Sun School, ² Phoenix (R).....	145	0	145	112,230	59,115
Arizona Children's Colony, ² Coolidge (R; D. & E.).....	1,040	200	1,240	461,937	157,272
ARKANSAS					
Best School of Limited Children, ² Fort Smith (D).....	33	30	63	211,800	132,000
Arkansas Children's Colony, ² Conway (D. & E.; R).....	740	40	780	195,000	116,197
Jenkins Memorial Children's Center, ² Pine Bluff (D).....	63	52	120	344,686	210,136
CALIFORNIA					
Home of Guiding Hands, ² Lakeside (R).....	0	192	192	2,176,793	625,689
Youth Activity Center, ² Stockton (D).....	36	44	80	94,126	30,877
Dubnoff School of Educational Therapy, ² North Hollywood (D).....	43	36	84	344,712	114,004
Las Traupas School, ² Lafayette (D; R).....	30	49	79	795,206	231,049
St. Vincent's School, ² Santa Barbara (D; R).....	155	25	180	456,679	148,874
Salem Christian School for Handicapped, ² Ontario (D; R).....	24	48	72	664,030	179,677
Spastic Children's Foundation, ² Los Angeles (D. & E.; D; R).....	85	85	170	761,568	253,856
Child Development Clinic, Children's Hos- pital, San Diego (D. & E.; D).....	44	206	250	434,286	142,855
COLORADO					
Larsen Hall School for Exceptional Child- ren, ² Denver (D. & E.; D; R).....	191	80	271	150,722	67,825
Residential and Training Facility for Men- tally Retarded Children, Julesburg (D; R).....	8	23	31	75,000	33,750
Robin Rogers School, Cortez (D).....	7	2	9	31,000	14,220
MH & MR Center of Boulder County, Inc., Boulder (D).....	61	61	122	445,655	200,545
CONNECTICUT					
Seaside Regional Center, Waterford (R).....	240	30	270	253,000	33,000
Seaside Regional Center, Waterford (D. & E.; D; R).....	0	56	56	150,690	34,677
Hartford Regional Center for the Mentally Retarded, ² Hartford (D. & E.; D; R).....	65	26	92	234,600	50,000
New Haven Regional Center for the Men- tally Retarded, ² New Haven (D. & E.; D; R).....	46	30	76	235,000	50,000
Putnam Regional Center for the Mentally Retarded, Putnam (D. & E.; D).....	93	110	203	469,567	65,000
DELAWARE					
Hospital for Mentally Retarded, ² George- town (R).....	430	0	430	1,693,350	200,000
DISTRICT OF COLUMBIA					
St. Gertrude's School of Arts & Crafts, Washington (D; R).....	45	10	55	549,830	103,274
Jewish Foundation for Retarded Children, Inc., Washington (D; R).....	75	69	144	733,751	163,275
District of Columbia Public Health Depart- ment (D. & E.; D; R).....	0	300	300	7,639,192	300,000

See footnotes at end of table, p. 34.

mental retardation community facilities construction program, approved projects
as of June 30, 1967—Continued

Public Law 88-164, Mental Retardation Facilities and Community Mental Health Centers Construction
Act of 1963, title I, pt. C]

State and project, name, location, and type of facility ¹	Number of retarded served			Estimated total cost	Estimated Federal share
	Existing	Additional	Total		
FLORIDA					
Morning Star School, Pinellas Park (D).....	0	43	43	\$123,300	\$61,650
Morning Star School, ² Jacksonville (F).....	29	39	69	127,013	63,506
Morning Star School, Orlando (D).....	26	14	40	92,600	46,300
Island Training Center, ² Miami (D. & E.; D; R).....	340	1,160	1,500	4,245,000	323,422
McDonald Speech & Hearing Clinic, Tampa (D. & E.; D).....	207	110	317	50,767	25,383
Open Door School, New Port Richey (D).....	10	10	20	32,690	16,345
Marion Center for Exceptional Children, Opa-Locka (D).....	67	93	160	304,020	197,010
Alma Beach Rehabilitation Center, Lake Worth (R).....	79	45	124	292,600	127,750
Seaward Training Center School, Eau Gallie (D).....	31	14	45	110,600	55,300
GEORGIA					
Georgia Retardation Center, ² Doraville (D. & E.).....	0	200	200	1,846,644	923,272
HAWAII					
Mo'opono Annex (Lanskill Crafts), ² Mono- lulu (D).....	65	130	195	943,243	100,000
Shanano Training School, Pearl City, Oahu (R).....	83	6	89	1,025,400	200,000
IDAHO					
Idaho State School & Hospital, ² Nampa (D).....	773	0	773	303,257	234,971
Idaho State School & Hospital, ² Nampa (R).....				163,740	96,612
IR Child Development Center, Twin Falls (D).....	5	40	45	174,552	104,612
IR Child Development Center, Lewiston (D).....	33	10	43	168,252	97,432
IR Child Development Center, Bonneville (D).....	8	39	47	174,552	104,612
ILLINOIS					
Herbrook Center For Retarded, ² Bolling Meadows (D. & E.; D).....	64	80	144	165,477	64,526
Warren Achievement School for Handi- capped Children, ² Monmouth (D. & E.; D).....	30	40	70	292,718	105,149
Little City Facility for the Mentally Re- tarded, Palatine (D. & E.; R).....	29	50	79	432,530	171,285
Ark Lawn School and Activity Center, ² Lawn (D. & E.; D).....	41	23	64	516,502	190,571
Hope School for Blind Multiple Handi- capped Children, Springfield (D. & E.; R).....	23	12	35	223,051	126,610
Progress School, Decatur (D).....	64	105	170	438,038	310,633
INDIANA					
Abash Center for the Mentally Retarded, ² Lafayette (D. & E.; D).....	65	55	120	564,473	228,560
Green Acres, ² Richmond (D).....	64	89	153	455,650	218,611
Comprehensive Center (Council for Retarded Children, St. Joseph County, Inc.) ² South Bend (D. & E.; D).....	63	133	201	1,224,234	476,200
IOWA					
Hawk Development Center, ² Waterloo (D. & E.; D).....	132	174	306	917,732	306,301
KANSAS					
Memary Center, Paola (D. & E.; D; R).....	0	70	70	1,005,600	545,000

See footnotes at end of table, p. 24.

APPENDIX A--Continued

*Mental retardation community facilities construction program, approved projects
as of June 30, 1967--Continued*[Public Law 88-164, Mental Retardation Facilities and Community Mental Health Centers Construction
Act of 1963, title I, pt. C]

State and project, name, location, and type of facility ¹	Number of retarded served			Estimated total cost	Estimated Federal share
	Existing	Addi- tional	Total		
KENTUCKY					
Sheltered Workshop & Occupational Train- ing Center, ² Louisville (D).....	39	123	167	\$334,910	\$203,148
J. U. Kevill Mental Retardation Center, Mayfield (D).....	0	50	50	366,985	191,220
Owensboro Council for Retarded Children, Inc., Owensboro (D).....	78	71	149	94,132	60,000
LOUISIANA					
Ruston State School, ² Ruston (R).....	150	42	192	420,000	252,000
Ruston State School, Ruston (R).....				690,000	414,000
Pinecrest State School, Pineville (R).....	39	0	39	40,000	24,000
MAINE					
Hilltop School, ² Waterville (D).....	20	30	50	108,000	62,640
Opportunity Training Center for Retarded Children, ² Presque Isle (D).....	33	32	70	220,533	127,912
Katahdin Friends of Exceptional Children, Inc., East Millinocket (D).....	15	0	15	78,000	45,240
MARYLAND					
Metropolitan Washington Center for Mental- ly Retarded, Beltsville (D. & E.; D.; R).....	0	578	578	4,444,000	323,472
MASSACHUSETTS					
Hathorne State School (New School for the Mentally Retarded) ² Danvers (D. & E.; D.; R.).....	205	132	337	939,000	266,823
Hathorne State School (New School for the Mentally Retarded) Danvers (D. & E.; D.; R.).....	1,000	123	1,123	955,340	217,114
Community Agencies Building, Concord (D. & E.; D.; R.).....	47	47	94	387,500	53,978
MICHIGAN					
Lansing Training & Evaluation Center, ² Lansing (D. & E.; D.).....	69	199	268	1,433,700	450,000
Clare-Gladwin Day Center, Clare (D).....	19	25	44	159,000	76,031
Western Michigan Mental Retardation Center, Muskegon (D. & E.; D.; R.).....	0	650	650	4,833,000	295,763
MINNESOTA					
Mt. Olivet Rolling Acres, Victoria (R).....	15	25	40	637,143	188,578
Louise Whitbeck Fraser School, ² Richfield (D).....	0	40	100	310,589	141,571
Hammer School, Inc., ² Wayzata (R).....	42	16	58	203,500	104,250
Lake Park-Wild Rice Children's Home, Fergus Falls (R).....	25	15	40	431,550	215,775
MISSOURI					
Hannibal Regional Diagnostic Clinic for Mentally Retarded, ² Hannibal (D. & E.; D.; R).....	0	80	80	495,238	214,007
Sikeston Regional Diagnostic Clinic for Mentally Retarded, ² Sikeston (D. & E.; D.; R).....	0	300	300	490,865	210,717
Kirksville Regional Diagnostic Clinic for Mentally Retarded, ² Kirksville (D. & E.; D.; R).....	0	300	300	432,897	212,935
Kansas City Regional Diagnostic Clinic for Mentally Retarded, Kansas City (D. & E.; D.; R).....	0	300	300	610,453	303,225

See footnotes at end of table, p. 34.

APPENDIX A--Continued

Mental retardation community facilities construction program, approved projects as of June 30, 1967--Continued

[Public Law 88-161, Mental Retardation Facilities and Community Mental Health Centers Construction Act of 1963, title I, part C]

State and project, name, and location, and type of facility ¹	Number of retarded served			Estimated total cost	Estimated Federal share
	Existing	Additional	Total		
MONTANA					
Montana State Training School & Hospital, Boulder (R).....	549	150	1,099	\$691,615	\$103,009
Eastern Montana Facility for Mentally Re- tarded, Glendive (D. & E.; D; R).....	0	46	46	343,333	183,333
NEVADA					
Washoe Association for Retarded Children Development Center, Reno (D).....	17	36	53	146,256	49,721
Opportunity Center, Las Vegas (D).....	34	66	100	216,445	73,769
Mental Retardation Children's Cottages, Las Vegas (R).....	0	24	24	227,200	78,861
Mental Retardation Children's Cottages, Sparks (Reno) (R).....	0	24	24	227,000	79,104
NEW HAMPSHIRE					
Laconia State School, ² Laconia (D. & E; R).....	976	100	1,076	400,000	200,000
Mary Hitchcock Memorial Hospital, ² Han- over (D. & E.; D).....	253	585	838	234,600	117,300
NEW JERSEY					
Cumberland County Day Care Center, ² Vineland (D).....	8	40	48	352,144	124,314
Passaic County Day Care Center, ² Totowa (D).....	16	64	80	463,517	124,117
Mercer County Day Care Center, ² Trenton (D).....	16	64	80	529,036	123,737
Camden County Day Care Center, ² Ash- land (D).....	5	75	80	434,431	152,688
Somerset County Day Care Center, ² Man- ville (D).....	8	32	40	426,651	137,427
Warren County Day Care Center, Washing- ton Township (D).....	13	27	40	187,155	71,118
Alhambra Pavilion Day Care Center for Mentally Retarded Children, Newark (D. & E.; D).....	30	60	120	263,000	99,640
NEW MEXICO					
Vista Larga Center, Albuquerque (D. & E.; D).....	0	250	250	200,000	100,000
Child Development Center of Lea County, Inc., Hobbs (D).....	13	27	40	50,200	25,000
NEW YORK					
Jefferson County ARC Training Center, ² Watertown (D).....	26	59	79	282,900	79,300
Maimonides School, ² New York (D. & E. D; G.).....	0	50	50	600,930	100,000
Association for Help of Retarded Children Day Training Center, Brookville (D. & E.; D).....	317	224	541	611,662	203,827
Monroe County Center for Rehabilitation Agencies, Inc., ² Rochester (D).....	496	200	696	3,758,870	552,457
Shield of David Institute for Retarded Children, Bayside (D. & E.; D).....	0	250	250	700,000	200,000
Rockland County Comprehensive Mental Health Center, Pomona (D).....	10	60	70	171,809	57,293
Dutchess County Mental Health Center, Poughkeepsie (D. & E.; D).....	227	85	312	1,200,000	363,667
Rensselaer County ARC Training Center, Troy (D).....	42	49	91	59,825	18,042
Nassau County Cerebral Palsy Treatment and Rehabilitation Center, Roosevelt (D. & E.; D).....	199	0	199	303,000	35,550

See footnotes at end of table, p. 34.

APPENDIX A—Continued

Mental retardation community facilities construction program, approved projects as of June 30, 1967—Continued

Public Law 88-164, Mental Retardation Facilities and Community Mental Health Centers Construction Act of 1963, title I, part C]

State and project, name, and location, and type of facility ¹	Number of retarded served			Estimated total cost	Estimated Federal share
	Existing	Additional	Total		
NORTH CAROLINA					
Facility for the Mentally Retarded, But- ner (R).....	0	36	36	\$445,646	\$317,554
Western Carolina College Mental Health and Mental Retardation Center, Cullowhee (D. & E.; D).....	208	222	430	570,763	168,007
Eastern Carolina Sheltered Workshop, Greenville (D. & E.; D).....	0	1,459	1,459	284,708	179,255
NORTH DAKOTA					
Mental Retardation Evaluation Center, Fargo (D. & E.).....	0	180	180	592,685	164,415
OHIO					
Mahoning Co. School for Retarded, ² Youngs- town (D. & E.; D).....	316	529	845	1,290,434	240,526
Richland C. School for the Mentally Re- tarded, ² Mansfield (D).....	163	146	309	480,197	116,416
Bessie Benner Metzgerbaum School for Re- tarded Children, ² Chesterland (D).....	66	48	114	275,193	22,992
Resident Home for Mentally Retarded of Hamilton County, ² Cincinnati (D; R).....	0	50	50	216,765	73,096
Columbiana County School for Retarded, Rogers (D).....	114	25	140	349,822	107,030
Fairhaven School for Mentally Retarded Children, Niles (D).....	188	100	288	396,200	143,036
Lorain County School for Retarded Children Carlisle (D. & E.; D).....	251	25	276	1,505,200	318,310
OKLAHOMA					
Paul's Valley State School, ² Paul's Valley (D. & E.).....	800	399	1,199	275,244	137,622
Kay County Council Day Care Center, Ponca City (D).....	21	29	50	146,800	73,400
Dale Rogers Center, Oklahoma City (D).....	78	150	228	440,450	220,225
OREGON					
Pearl Buck School, ² Eugene (D).....	55	45	100	247,288	123,644
Portland Children's Center, Portland (D)...	95	40	135	165,000	82,500
PENNSYLVANIA					
Lebanon County Workshop, Lebanon (D)...	60	140	200	500,090	170,000
Allied Services Community Residential Center for the Mentally Retarded, ² Scrant- on (D. & E.; D; R).....	100	30	130	388,290	154,677
Mercer County Sheltered Workshop, ² Hick- ory (D. & E.; D).....	36	39	75	369,540	167,182
Clellan Heights School for Exceptional Chil- dren, ² Greensburg (D. & E.; D; R).....	25	75	100	1,789,800	243,200
Handicrafters, Inc., ² Cain (D. & E.; D).....	58	104	162	370,090	153,204
Sheltered Workshop of York County, York (D).....	90	74	164	325,200	108,590
Erie Center for Education & Training for the Mentally Retarded, Erie (D. & E.; D; R).....	158	200	358	983,360	142,450
Bishop Sheltered Workshop, York County, Inc., Jim Thorpe (D).....	0	50	50	68,975	22,771
PUERTO RICO					
Psychopedagogic Institute of Puerto Rico, ² Bayamon (D. & E.; D; R).....	123	64	187	592,900	427,416

See footnotes at end of table, p. 34.

APPENDIX A—Continued

Mental retardation community facilities construction program, approved projects as of June 30, 1967—Continued

Public Law 88-164, Mental Retardation Facilities and Community Mental Health Centers Construction Act of 1963, title I, part C]

State and project, name, and location, and type of facility ¹	Number of retarded served			Estimated total cost	Estimated Federal share
	Existing	Additional	Total		
RHODE ISLAND					
Dr. Joseph Ladd School, ² Exeter (D. & E.; R).....	1,003	0	1,003	\$321,030	\$169,485
J. Arthur Trudeau Memorial Center, ² Warwick (D. & E.; D).....	3	97	100	152,445	34,973
SOUTH CAROLINA					
Educational facility, South Carolina Children's Rehabilitation Center, ² Summerville (R).....	214	204	418	2,466,017	612,300
SOUTH DAKOTA					
Adjustment Training Center, ² Sioux Falls (D. & E.; D).....	42	60	102	523,005	300,000
TENNESSEE					
D. & E. Day Center for Clover Bottom Hospital & School ² Donelson (D. & E.; D).....	1,284	213	1,497	366,263	209,701
Orange Grove Center for Retarded Children, Chattanooga (D. & E.; D).....	382	618	1,000	3,180,000	500,000
TEXAS					
Beaumont State Center for Human Development, ² Beaumont (D. & E.; D).....	0	140	140	631,820	381,820
Amarillo State Center for Human Development, Amarillo (D. & E.; D).....	0	140	140	511,363	236,363
Austin State School, Prevocational Training Center, Austin (D.; R).....	0	90	90	113,636	63,636
Community Training & Activity Center Austin (D).....	131	144	275	151,136	84,636
Resident living units, Corpus Christi State School, Corpus Christi (R).....	0	218	218	1,387,500	777,000
Resident living units, Lubbock State School, Lubbock (R).....	0	218	218	1,250,000	700,000
Resident living units, Lufkin State School, Lufkin (R).....	695	1,920	2,615	2,166,760	1,213,400
Recreation and training building, Mexia State School, Mexia (R).....	0	2,368	2,368	511,363	266,363
Marbridge House, Houston (R).....	45	32	77	92,040	51,542
Marbridge House, Houston (R).....	32	13	45	68,668	33,450
Diagnostic and Evaluation Center, Lufkin State School, Lufkin (D. & E.).....	0	300	300	160,000	89,600
Diagnostic and Evaluation Center, Lubbock State School, Lubbock (D. & E.).....	0	300	300	160,000	89,600
Diagnostic and Evaluation Center, Corpus Christi State School, Corpus Christi (D. & E.).....	0	300	300	160,000	89,600
Education and training unit, Lufkin State School, Lufkin (D).....	0	125	125	240,000	137,760
Education and training unit, Lubbock State School, Lubbock (D).....	0	125	125	240,000	137,760
Education and training unit, Corpus Christi State School, Corpus Christi (D).....	0	125	125	240,000	137,760
Denton State School, education and training unit, Denton (D).....	0	120	120	133,263	76,363
UTAH					
Utah State Training School, American Fork (R).....	950	28	978	270,640	100,000
Weber Training School for the Handicapped, Ogden (D. & E.; D).....	133	54	187	1,273,500	499,447

See footnotes at end of table, p. 34.

APPENDIX A--Continued

Mental retardation community facilities construction program, approved projects as of June 30, 1967--Continued

[Public Law 88-164, Mental Retardation Facilities and Community Mental Health Centers Construction Act of 1963, title I, pt. C]

State and project, name, location, and type of facility ¹	Number of retarded served			Estimated total cost	Estimated Federal share
	Existing	Additional	Total		
VERMONT					
Brandon Training School, ² Brandon (D. & E.; R)-----	789	20	809	\$335,572	\$190,672
Brandon Training School, Brandon (D. & E.; R)-----		20	20	403,328	209,328
VIRGINIA					
Joseph Willard Health Center, ² Fairfax (D. & E.; D)-----	0	72	72	550,908	303,325
George Mason Center, ² Arlington (D)-----	93	106	199	182,000	100,100
Woodrow Wilson Rehabilitation Center, ² Fishersville (D. & E.; R)-----	410	0	410	346,228	174,345
WASHINGTON					
Fircrest Halfway House, Seattle (D)-----	0	103	103	592,633	266,685
WEST VIRGINIA					
Green Acres, LeSage (R)-----	0	20	20	198,967	121,370
Roney's Point, Roney's Point (D)-----	0	155	155	604,965	190,707
WISCONSIN					
Community Service Center, ² Green Bay (D. & E.; D)-----	101	300	401	826,000	338,400
Kenosha Achievement Center, Kenosha (D. & E.; D)-----	27	33	60	200,000	80,600
WYOMING					
School for Trainable Retarded Children and Work Training Center, Casper (D)-----	44	6	50	415,000	200,000
Total (167 projects)-----	21,353	23,543	44,896	107,653,210	\$1,029,000

¹ Type of facility: D=Day; D. & E.=diagnostic and evaluation; R=residential.² Approved during fiscal year 1966.





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